

EXHIBIT B

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1 Q. I under --

2 Putting aside the ethical -- your -- your
3 constraint that would prevent you from doing a study
4 without an act -- without active warming, --

5 A. Uh-huh.

6 Q. -- if you were to replicate the study today
7 with a larger patient population, do you believe that
8 it would show no impact of warming on infection rates?

9 MR. ASSAAD: Objection, calls for
10 speculation.

11 A. I think if I would replicate this study I
12 would see a significant effect, an improvement in
13 infection rate, maybe not the same effect size.

14 Q. And earlier I think there were some
15 questions about some comments that had been about made
16 either by you or -- or Dr. Sessler that maybe the
17 effect size would be only 30 percent. Do you recall
18 those?

19 A. Yes, I do recall that.

20 Q. And -- and I -- I understand that's just
21 your -- your -- your best judgment --

22 A. Yes.

23 Q. -- based on your expertise and -- and
24 experience. But what -- I --

25 I want to make it clear. You're not

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1 saying -- or are you saying that you -- you -- that
2 the evidence today no longer supports the idea that
3 act -- that maintenance of normothermia reduces the
4 risk of surgical-site infections?

5 MR. ASSAAD: Objection to form.

6 A. I think, if I understand you correctly, I'm
7 not saying that. I am saying that I still believe
8 that maintenance of normothermia decreases infection
9 risk, but the effect size might be closer to 30-
10 percent reduction or so, which in effect is a
11 humongous, enormously large effect size for any
12 medical intervention.

13 Q. And you were asked about some -- apparently
14 some doctors in South Carolina who -- who seem to
15 think that maintenance of normothermia is -- is
16 completely unimportant. Would you -- is that
17 something with which you --

18 Are you familiar with any sizeable or, you
19 know, appreciable number of physicians or school of
20 thought that actually is -- questions the -- the value
21 of normothermia today?

22 A. No, I'm not. That's why I was so surprised.
23 No, I'm not.

24 Q. In fact, have you ever heard of any doctors
25 who question normothermia as -- as a -- as a positive